IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 23RD FEBRUARY 2007 / 4TH PHALGUNA 1928

Crl.Rev.Pet.No. 687 of 2007(A)

CRA.542/2005 of SESSIONS COURT, KOTTAYAM
CC.83/2001 of JUDL. MAGISTRATE OF FIRST CLASS-II, (MOBILE)CHENGANACHERRY

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REVN. PETITIONER: APPELLANT/ACCUSED

JOSEPH.E.O., S/O.OUSEPH,
ELAVUMMOOTTIL HOUSE, MADAPPALLY VILLAGE,
CHANGANACHERRY.

BY ADV. SRI.M.P.MADHAVANKUTTY

RESPONDENTS: STATE AND COMPLAINANT

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1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERANAKULAM.

2. P.A.THOMAS, S/O.ANTONY,
PUTHENPURACKAL HOUSE, AMARA P.O.,
THRIKODITHANAM VILLAGE, CHANGANACHERRY.

BY PUBLIC PROSECUTOR AMJAD ALI
SRI.JOSEPH GEORGE

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 23/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

Crl.R.P.No.687 of 2007

Dated this the 23rd day of February, 2007

ORDER

Revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for a period of three months and to pay the cheque amount of Rs.66,797/- as compensation to the complainant and in default thereof, to undergo simple imprisonment for one month.

2. The counsel for the revision petitioner has only sought for modification of the sentence and time to make the payment. In the circumstances, sentence is modified to imprisonment till the rising of the court. The rest of the sentence is retained and confirmed. Revision petitioner is granted six months' time to make the payment. He shall appear before the Court of Judicial Magistrate of First Class-II (Mobile), Kottayam, sitting at Changanacherry, on 23.8.2007 to receive the sentence. Non bailable warrant, if any, pending shall be kept in abeyance till 23.8.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl